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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

Steven Wayne Sutton,
Plaintiff,

v.

Kilolo Kijakazi, Acting
Commissioner of Social Security,
Defendant.

Case No. 1:21-cv-01097-SKO

STIPULATION AND ORDER FOR
EXTENSION OF TIME

(Doc. 12)

IT IS HEREBY STIPULATED, by and between the parties through their respective counsel of record, with the Court's approval, that Plaintiff shall have a 30-day extension of time, from February 25, 2022 to April 26, 2022, for Plaintiff to serve on defendant with Plaintiff's Motion for Summary Judgment . All other dates in the Court's Scheduling Order shall be extended accordingly.

This is Plaintiff's first request for an extension of time. Good cause exists for this extension. As this Court is well aware, Social Security case filings in federal court increased due to a combination of factors including an increase in

1 appeals council decisions and an increase in hearings at the administrative levels.
2 Then, as a result of the pandemic, shelter-in-place mandates, and Court ordered
3 Stays, there were significant delays in producing transcripts. In recent months,
4 Counsel for the Plaintiff has received a greater-than-usual number of Answers and
5 Certified Administrative Records from defendant including over 60 cases in
6 November and December 2021.

7 For the weeks of February 21, 2022 and February 28, 2022, Counsel for
8 Plaintiff has 17 merit briefs, and several letter briefs and reply briefs. Counsel also
9 has 16 administrative hearings before the Office of Hearings Operations. For the
10 month of March 2022, Counsel has over 22 merit briefs, in addition to reply briefs,
11 and EAJA motions. Lastly, another attorney with the firm, Ms. Dolly Trompeter, is
12 currently out of state due to her father's medical condition and as a result, the
13 undersigned has taken on additional matters compounding the need for an
14 additional extension.

15 Counsel for the Plaintiff does not intend to further delay this matter.
16 Defendant does not oppose the requested extension. Counsel apologizes to the
17 Defendant and Court for any inconvenience this may cause.

18
19 Respectfully submitted,

20 Dated: February 8, 2022

PENA & BROMBERG, ATTORNEYS AT LAW

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22 By: /s/ Jonathan Omar Pena
23 JONATHAN OMAR PENA
24 Attorneys for Plaintiff

25
26 Dated: February 8, 2022

PHILLIP A. TALBERT
United States Attorney
PETER K. THOMPSON

Acting Regional Chief Counsel, Region IX
Social Security Administration

By: */s/ Patrick Snyder
Patrick Snyder
Special Assistant United States Attorney
Attorneys for Defendant
(*As authorized by email on February 8, 2022)

ORDER

Based upon the foregoing stipulation of the parties (Doc. 12), and for good cause shown (Fed. R. Civ. P. 16(b)(4)),

IT IS HEREBY ORDERED that Plaintiff shall have an extension of time, to and including April 26, 2022, in which to file his motion for summary judgment. All other deadlines set forth in the Scheduling Order (Doc. 11) shall be extended accordingly.

IT IS SO ORDERED.

Dated: **February 11, 2022**

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE